

#13
PL
4-4-03PATENT APPLICATION*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Group*
Art Unit: 3761*Certificate Under 37 CFR 1.8(b)**Attorney*
Docket No.: SHC106

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office via facsimile on the date indicated below.

Applicant: Takaaki SHIMADA et al.on March 25, 2003*Invention:* PULL-ON DISPOSABLE DIAPER
Michael S. Gzybowski*Serial No.:* 09/772,572*Filed:* January 30, 2001*Examiner:* Catharine AndersonTERMINAL DISCLAIMER AND CERTIFICATION
UNDER 37 CFR §1.321 AND §3.73(B)Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Petitioner, Uni-Charm Corporation, a Japanese corporation, is the owner of 100 percent of the interest in U.S. Patent Application Serial No. 09/772,572, filed January 30, 2001, by way of an assignment that was executed by the inventors on June 5, 2001 and recorded in the U.S. Patent and Trademark Office on July 2, 2001 at REEL 011939, FRAME 0979.

Petitioner is also the owner of 100 percent of the interest in U.S. Patent No. 6,475,205, issued on November 5, 2002, by way of an assignment that was executed by the inventors on June 5, 2001 and recorded in the U.S. Patent and Trademark Office on July 2, 2001 at REEL 011939, FRAME 0983.

04/04/2003 DLILES 00000001 122136 89772572
0983. 01 FC:1814 110.00 CH

Petitioner hereby disclaims the terminal part of any patent granted on U.S. Patent Application Serial No. 09/772,572, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,475,205, and hereby agrees that any patent granted on U.S. Patent Application Serial No. 09/772,572, shall be enforceable only for and during such time period that legal title of said patent shall be the same as legal title to U.S. Patent No. 6,475,205. This agreement to run with any patent granted on U.S. Patent Application Serial No. 09/772,572 to be binding upon the grantee of such patent, its successor or assigns.

Petitioner does not disclaim any terminal part of any patent granted on U.S. Patent Application Serial No. 09/772,572, prior to the expiration date of the full statutory term of U.S. Patent No. 6,475,205, in the even that U.S. Patent No. 6,475,205 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated.

The undersigned has reviewed all the documents in the chain of title of the patent applications identified above and, to the best of the undersigned's knowledge and belief, title of U.S. Patent Application Serial No. 09/772,572 and U.S. Patent No. 6,475,205 are in the Assignee identified above.

The undersigned is a registered patent attorney before the U.S. Patent and Trademark Office and an attorney of record in U.S. Patent Application Serial No. 09/772,572 and is authorized to act on behalf of the Assignee.

The undersigned hereby declares that all of the statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further

that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of U.S. Patent Application Serial No. 09/772,572 or any patent issuing therefrom.

Respectfully submitted,

Uni-Charm Corporation

Date: March 25, 2003


Michael S. Gzybowski, Reg. No. 32,816
Attorney of Record